PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, MARCH 12 19 85

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE COUNCIL CHAMBERS Tuesday EVENING March 12 A.D., 19 85, IN Regular SESSION. PRESIDENT Mark E. GiaQuinta IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING MEMBERS VIZ:

BRADBURY P, BURNS P, EISBART P,
GiaQUINTA P, HENRY A, REDD P,
SCHMIDT P, STIER A, TALARICO P,

ABSENT:

COUNCILMAN: , , ,

THE INVOCATION WAS GIVEN BY

THE MINUTES OF THE LAST REGULAR February 26, 19 85,

, 19 ,

SPECIAL , 19 ,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.

OFFICE OF THE MAYOR

February 28, 1985

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, February 28, 1985, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of February 26, 1985.

(Bill No. S-85-02-01)
SPECIAL ORDINANCE NO. S-21-85

AN ORDINANCE approving Civil City Purchase Order #A-38744 with Morton Salt Company for the Street Department of the City of Fort Wayne, Indiana

(Bill No. S-85-02-02)
SPECIAL ORDINANCE NO. S-22-85

AN ORDINANCE ratifying Bid Reference No. 1171 by the City of Fort Wayne by and through its Parks and Recreation Department and the Department of Purchasing with Schenkel Construction

(Bill No. S-85-02-03)
SPECIAL ORDINANCE NO. S-23-85

AN ORDINANCE ratifying Bid Reference No. 1174 by the City of Fort Wayne by and through its Park Commissioners and the Department of Purchasing with Miller & Associates

(Bill No. S-85-02-04)
SPECIAL ORDINANCE NO. S-24-85

AN ORDINANCE approving Civil City Purchase Order #A-38765 with the City of Fort Wayne by and through its Traffic Engineering Department and the Department of Purchasing with Baltimore Paint and Chemical Company

(Bill No. R-85-02-06)
DECLARATORY RESOLUTION NO. R-21-85

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-85-02-09)
RESOLUTION NO. R-22-85

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF $550,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA FOR THE PURPOSE OF INDUCING THE APPLICANT CMK ENTERPRISES, AN INDIANA PARTNERSHIP OR ITS ASSIGNEE TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-85-02-28)
RESOLUTION NO. R-23-85

RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, authorizing the transfer of property owned by the City of Fort Wayne to the Fort Wayne Redevelopment Commission and the approval of a reimbursement Agreement by and between the City of Fort Wayne, Indiana and the Fort Wayne Redevelopment Commission all with respect to the Summit Industrial Park Renewal Project

(Bill No. G-85-02-14)
GENERAL ORDINANCE NO. G-04-85

AN ORDINANCE amending Chapter 17 of the Municipal code of the City of Fort Wayne, Indiana of 1974, entitled "Traffic code"

(Bill No. G-85-02-15)
GENERAL ORDINANCE NO. G-05-85

AN ORDINANCE amending the Municipal Code of the City of Fort Wayne, Indiana, such amendments dealing with "Snow Alerts" as to be declared by the Board of Public Works and Safety

(Bill No. R-85-02-29)
RESOLUTION NO. R-24-85

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, confirming the continuance of a flood emergency and ratifying an agreement by and between the City and the Federal Government for flood assistance

(Bill No. S-85-02-16)
SPECIAL ORDINANCE NO. S-25-85

AN ORDINANCE approving City Utilities Purchase Order #A-43696 by the City of Fort Wayne, by and through its Department of Purchasing with Allen County Motors for the Water Pollution Control Engineering Department

(Bill No. S-85-02-17)
SPECIAL ORDINANCE NO. S-26-85

AN ORDINANCE approving City Utilities Purchase Order #A-43694 by the City of Fort Wayne by and through its Department of Purchasing with Ulrich Chemical, Inc., for the Water Pollution Control Plant

(Bill No. S-85-02-18)
SPECIAL ORDINANCE NO. S-27-85

AN ORDINANCE approving City Utilities Purchase Order #A-43695 by the City of Fort Wayne by and through its Department of Purchasing with Eaglebrook Environmental for the Water Pollution Control Plant.

Respectfully yours,

Win Moses, Jr.
Mayor

Office Of The Mayor
Win Moses, Jr.

Most Livable City
All America City

THE CITY OF FORT WAYNE

March 8, 1985

Mrs. Sandra E. Kennedy
City Clerk
Room 120, City-County Building
One Main Street
Fort Wayne, Indiana 46802

Dear Mrs. Kennedy:

Pursuant to Section 2-16(a) and I.C. 36-4-6-7(b) of the Municipal Code of the City of Fort Wayne, Indiana, I hereby call for a Special Meeting of the Common Council to be held Thursday, March 14, 1985, commencing at 6:00 P.M. in the Council Chambers.

I request that the Council, at said meeting, consider the following ordinance:

> "An Ordinance of the Common Council of the City of Fort Wayne, Indiana, establishing the Fort Wayne Airport Authority pursuant to I.C. 8-22-3-1, et seq."

After due consideration, I would request that all necessary "readings" of the Ordinance are had and that Council vote upon such Ordinance.

Please serve notice upon our Members of the Council and also comply with any and all other notice requirements with respect to public meetings, including notice to the public and the media.

Respectfully submitted,

Win Moses, Jr., Mayor

WM:dg

cc: Mark E. GiaQuinta
Common Council President

The City of Fort Wayne

NOTICE

Public Notice is hereby given pursuant to I.C. 5-14-1.5-5 as to the fact that there shall be a Special Meeting of the Common Council of the City of Fort Wayne, Indiana, at 6:00 P.M., Thursday, March 14, 1985, in Council Chambers, City-County Building, Fort Wayne, Indiana.

The purpose of the meeting is to allow discussion by Council and a vote upon an ordinance creating the "Fort Wayne Airport Authority.".

A copy of this Notice has been posted according to law and, furthermore, copies have either been deposited in the U.S. Mail (postage pre-paid) or delivered to all news media which have filed, by January 1, 1985, an annual written request for notices.

Sandra E. Kennedy, City Clerk

The City of Fort Wayne

LAND USE MANAGEMENT
Division of Community Development & Planning

5 March 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicate alley.

The proposed ordinance is designated as:

BILL NO.G-85-01-30

Respectfully submitted,

Certified and signed this
5th day of March 1985.

Melvin O. Smith
Secretary

FACT SHEET

G-85-01-30
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE
Alley Vacation Ordinance

APPROVAL DEADLINE

REASON

DETAILS

Specific Location and/or Address
N/S alley south of Williams Street between Calhoun & Clinton, from Williams Street to the first intersecting alley south.

Reason for Project

Expansion of existing business, Irmscher Supply Company.

Discussion (Including relationship to other Council actions)
January 21, 1985 Public Hearing

John Bragalone, attorney representing Irmscher Supply Company stated they were requesting the vacation in order to facilitate a needed expansion for the business. He stated they had contacted the utilities and have no problems with any necessary easement required. He stated this will not interfere with garbage pickup in the alley and will not inconvenience anyone using the alley. He stated this additional constuction will add jobs and has bee approved by the Neighborhood Association.

Bonnie Marchand, area resident present a petition with 4 residents signatures in opposition. She stated they felt this would be an inconvenience to the residents who use the alley for access to their garages.

Cedric Bryant, property owner of 2103 South Calhoun stated that he was contemplating opening a business at 2103 S. Calhoun and felt this would be a difficult for people who wished to patronize the business. He stated it Would be difficult for people to get to the rear of his property to park, since he has no curb cuts on Calhoun and there is no parking allowed on Calhoun.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** CMK Enterprises **City Department** **Other**
Opponents	**Groups or Individuals** Bonnie Marchand, Cedric Bryar **Basis of Opposition** -alley necessary for access -inconvenience to area
Staff Recommendation	☒ For ☐ Against **Reason Against**
Board or Commission Recommendation	**By** ☒ For ☐ Against ☐ No Action Taken ☐ For with revisions to conditions (See Details column for conditions
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

Mr. Ken Irmscher stated that there are two east-west alleys that intersect this alley making access to and from all of the properties on this alley unrestricted by the closing of the northern portion they were requesting. Mr. Irmscher stated further that this expansion is necessary for their survival in this location. He stated they had applied with EDC and had initial approval on the project. He stated that without the vacation of the alley they would be unable to expand and would be forced to relocate, most likely outside of the city limits.

Ben Eisbart suggested that Mr. Irmscher and/or his attorney meet with the neighbors who were in opposition and see if they could work out an agreement to settle their differences.

January 28, 1985 Business Meeting

The Site Committee recommended approval of the vacation, but the motion to approve was lost for lack of a majority vote. The ordinance was deferred to the March 4, 1985 Business Meeting.

March 4, 1985 Business Meeting

Site Committee Report recommended approval conditioned that all easements be honored. Motion to approve was passed.

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start **Date** November 16, 1985

Projected Completion or Occupancy **Date** March 5, 1985

Fact Sheet Prepared by **Date** March 5, 1985
Pat Biancaniello

Reviewed by **Date** 3/11/85
Gary L. Baeten

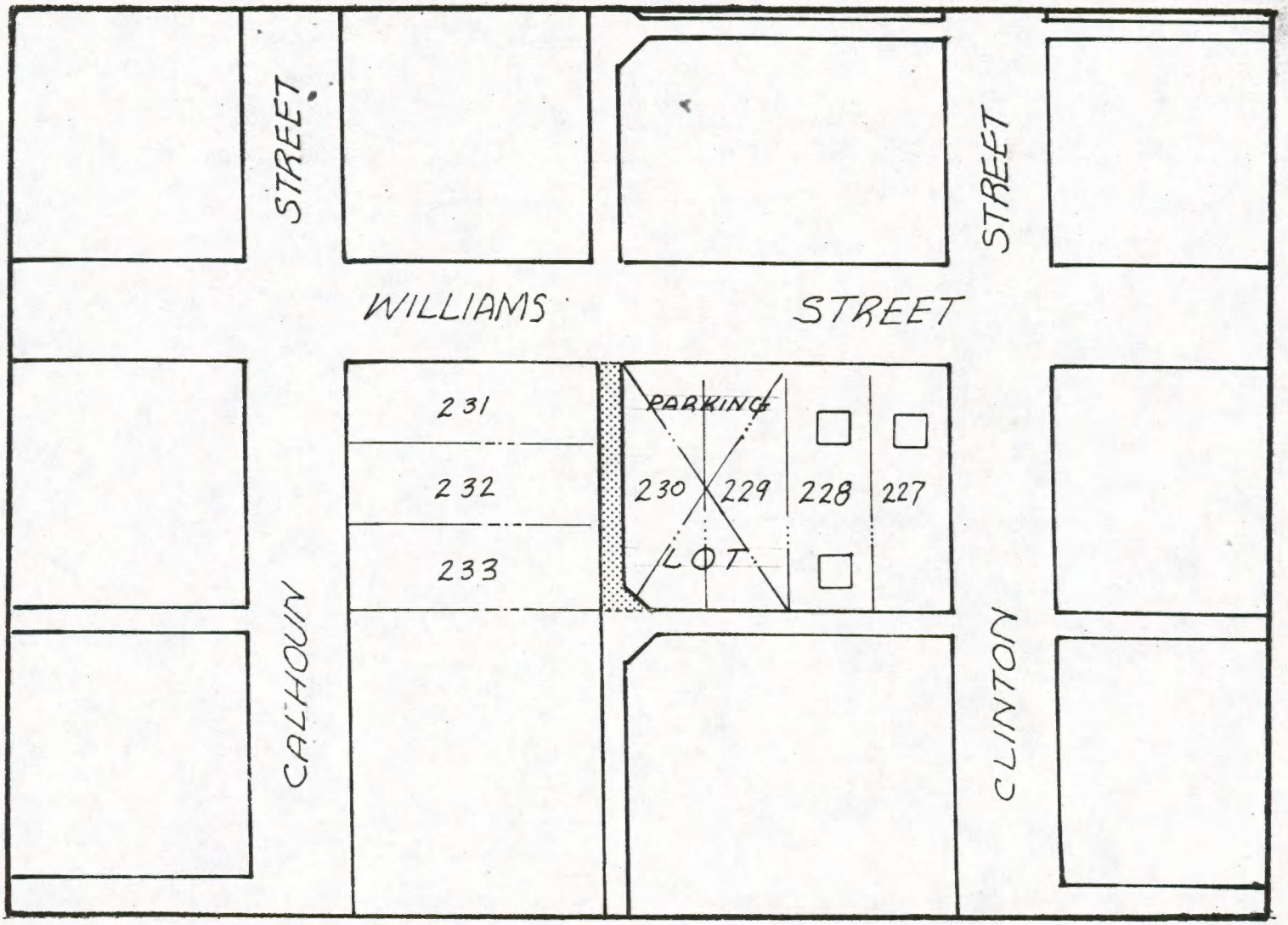
Reference or Case Number

VACATION PETITION #107

A PETITION TO VACATE THE DESCRIBED PORTION OF ALLEY.

MAP NO. M-3

COUNCILMANIC DISTRICT NUMBER 1



Zoning:

Land Use:

6-85-01-30

NORTH

Scale: 1" = 100'

Date: 11-16-84

RESOLUTION 74-188-16

WHEREAS, CMK ENTERPRISES and CHARLES H. SANDERSON and GLORIA D. SANDERSON have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

> An alley, 14 feet in width, bordered on the east by by Lot Number 230 in Hamilton's Fourth Addition to the City of Fort Wayne, according to the recorded plat thereof and bordered on the west by Lot Number 231, 232 and 233 in Hamilton's Fourth Addition to the City of Fort Wayne, according to the recorded plat thereof, said alley commencing on the south line of Williams Street and running south to the south line of Lot Number 230 and Lot Number 233 in Hamilton's Fourth Addition

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held March 6, 1985 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 6th DAY OF March, 1985

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester, Director of Public Works

Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvos, Director of Public Safety

R E S O L U T I O N

WHEREAS, CMK ENTERPRISES and CHARLES H. SANDERSON and GLORIA D. SANDERSON have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

> An alley, 14 feet in width, bordered on the east by by Lot Number 230 in Hamilton's Fourth Addition to the City of Fort Wayne, according to the recorded plat thereof and bordered on the west by Lot Number 231, 232 and 233 in Hamilton's Fourth Addition to the City of Fort Wayne, according to the recorded plat thereof, said alley commencing on the south line of Williams Street and running south to the south line of Lot Number 230 and Lot Number 233 in Hamilton's Fourth Addition

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on January 21, 1985, at 7:00 pm and at such hearing there were no objections of any kind or character which should prevent the vacation of said public alley.

WHEREAS, said vacation of the alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alley hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said alley in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan commission following a public hearing of said Commission held March 4, 1985, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 5th DAY OF March 1985

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith
Secretary

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers:

29/85/E
30/85/E
31/85/E
32/85/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Lawrence D. Consalvos, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 29/85/E 30/85/E 31/85/E 32/85/E)

I hereby certify that I did this 21st day of February, 1985 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 29/85/E 30/85/E 31/85/E & 32/85/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Laurence D. Conrad

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 29/85 /E

(Adopted February 21, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to STOP INTERSECTION (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 19, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective February 21, 19 85 and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Cass Street -- stop -- for Jacobs Avenue

REGULATORY RESOLUTION NO. 30/85/E

(Adopted February 21, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 175/84/E: IMPAIRED MOBILITY PARKING (COMMERCIAL) (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 19, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective February 21, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (COMMERCIAL)	(EMERGENCY)
Multiple Sclerosis Society 3554 Wells Street	-- 140' east of the east curb line of Wells Street (see attached map)

REGULATORY RESOLUTION NO. 31/85/E

(Adopted February 21, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 176/84/E: IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 19, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective February 21, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

1420 Third Street -- north side -- from 365' east of Schilling Avenue to a point 20' east thereof

REGULATORY RESOLUTION NO. 32/85 /E

(Adopted February 21, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 179/84/E: DELETE:

90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 19, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective February 21, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE:

90 MINUTE PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Leith Street -- both sides -- from Lafayette Street to the 1st alley west thereof

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 33/85/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Lawrence D. Consalvos

Lawrence D. Consalvos, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 33/85/E)

I hereby certify that I did this 25th day of February, 19 85 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 33/85/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Laurence D. Concalves

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 33/85 /E

(Adopted February 25, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to NO PARKING (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 22, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective February 25, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Plaza Drive -- both sides -- from McKinnie Avenue to 205' north thereof

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 34/85/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully Submitted,

Lawrence D. Consalvos

Lawrence D. Consalvos, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 34/85/E)

I hereby certify that I did this 28th day of February, 19 85 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 34/85/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

L. D. Consalvo

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 34/85 /E

(Adopted February 28, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 1/85/E: SPEED LIMIT 45 , SPEED LIMIT 35, DELETE: SPEED LIMIT 50, SPEED LIMIT 45

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated February 27, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective February 28, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

SPEED LIMIT 45 (EMERGENCY)

Baer Road -- from -- Baer Field Thruway to Thurber Avenue

SPEED LIMIT 35 (EMERGENCY)

Baer Road -- from -- Thurber Avenue to Lower Huntington Road

DELETE: SPEED LIMIT 50 (EMERGENCY)

Baer Road -- from -- Baer Field Thruway to Thurber Avenue

SPEED LIMIT 45 (EMERGENCY)

Baer Road -- from -- a point 100 ft. south of Thurber Avenue to a point 500 ft. south of Lower Huntington Road

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 12th day of March, 19 85, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this _____ day of _____, 19____,

_____
SANDRA E. KENNEDY, CITY CLERK